IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 11466 of 1998

Between:

1 K.Srinivasa Rao S/o Venkata Subbaiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
2 M/Prakasa Rao S/o Anjaneyulu
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
3 K.Raghava Rao S/o Venkaiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
4 M.Anhaneyulu S/o Narasaiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
5 N.Marraiah S/o Sevaraiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
6 E.Basavaiah S/o Gangaiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
7 K.Venkata Rao S/o Rangaiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
8 E.Peda mortaiah S/o Basavaiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.
9 Ch.Prasad S/o Kistaiah
R/o Narisetyvaripalem, Kandukur (M),
Prakasam District.

..... PETITIONERS

AND

1 Government of A.P.,Rep.by its Secretary,Panchyat Raj,

Rural Development Relief(PTS VI) Department,
Secretariat, Hyderabad.
2 The District Collector,Ongole,
Prakasam District.
3 District Panchayat Officer,Ongole,
Prakasam district.
4 The R.D.O.Kandukur,
Prakasam District.
5 M.R.O. Kandukur,
Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ or Mandamus, declaring the proceedings No.1140,dt.3-6-95 of the Government as illegal, arbitrary, unconstitutional, without any power or jurisdiction or authority and against the principles of natural justice, and consequently direct the respondents to constitute Naresettyvaripalem as a separate Gram Panchyat and conduct elections separately.

Counsel for the Petitioners: MR.T.RAJENDRA PRASAD

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following :

ORDER:

This writ petition is filed seeking to declare the G.O. RT. No.1140, Panchayatti Raj, Rural Development & Relief (Pts.IV) Department, dated 03-06-1995 issued by the Government of Andhra Pradesh ordering amalgamation of Narisettivaripalem in Kovvur Gram Panchayat, as illegal and arbitrary and consequently to direct the respondents to constitute Narisettivaripalem as a separate Gram Panchayat and conduct elections separately.

It is submitted by the learned Government Pleader for Panchyat Raj & Rural Development and admitted to by the leaned counsel for the petitioners that subsequent to filing of this writ petition, the Government stayed operation of the G.O. RT. No.1140, dated 03-06-1995 and reconsidered the issue. Therefore, no further orders are required to be passed in this writ petition.

Recording the above submission, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J

Date: 11-03-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary, Government of A.P., Panchyat Raj,
Rural Development Relief (PTS VI) Department,
Secretariat, Hyderabad.
2 The District Collector, Ongole,
Prakasam District.

3 District Panchayat Officer, Ongole,
Prakasam district.
4 The R.D.O. Kandukur,
Prakasam District.
5 M.R.O. Kandukur,
Prakasam District.

6 Two CCs. to the Government Pleader for Panchayat Raj & Rural Development, High Court Buildings, A.P., Hyderabad (OUT).

7 Two CD copies

*Form-NIC-OGS/WP{**MSKM**}*